

STEVEN G. KALAR  
Federal Public Defender  
Northern District of California  
ANGELA CHUANG  
Assistant Federal Public Defender  
19th Floor Federal Building - Box 36106  
450 Golden Gate Avenue  
San Francisco, CA 94102  
Telephone: (415) 436-7700  
Facsimile: (415) 436-7706  
Email: Angela\_chuang@fd.org

Counsel for Defendant ERVIN

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
FRANKLIN ERVIN,  
  
Defendant.

**Case No.:** CR 20–377 RS

**STIPULATION AND ORDER TO  
CONTINUE**

The above titled matter is currently scheduled for change of plea on January 12, 2021 at 1:30 PM. The parties are working towards a disposition and require additional time to finalize an agreement. The parties therefore stipulate that the presently scheduled hearing shall be continued to February 22, 2021 at 10:00 AM for change of plea via Zoom.

The parties further stipulate that time should be excluded from computation under the Speedy Trial Act until February 22, 2021 to allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties agree that the ends of justice served by ordering this

1 continuance outweigh the best interest of the public and this defendant's right to a speedy trial,  
2 and merits this exclusion of time. *See* 18 U.S.C. § 3161(h)(7)(A).

3  
4 IT IS SO STIPULATED.

5 January 6, 2021  
6 Dated

DAVID L. ANDERSON  
United States Attorney  
Northern District of California

7 /S

8 MARJA-LIISA OVERBECK  
9 Assistant United States Attorney

10  
11 January 6, 2021  
12 Dated

STEVEN G. KALAR  
Federal Public Defender  
Northern District of California

13 /S

14 ANGELA CHUANG  
15 Assistant Federal Public Defender

16 **ORDER**

17 For the reasons stated above, the Court VACATES all appearances and CONTINUES  
18 this case to February 22, 2021 at 10:00 AM for change of plea.

19 The Court also finds that exclusion from the time limits applicable under 18 U.S.C. §  
20 3161 of the period from January 12, 2021 through February 22, 2021 is warranted and that the  
21 ends of justice served by the continuance outweigh the best interests of the public and the  
22 defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

23  
24 IT IS SO ORDERED.

25  
26 DATED: 1/6/21

27   
28 RICHARD SEEBORG  
United States District Judge